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UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

SAN FRANCISCO DIVISION

IYO, INC.,

Plaintiff,

vs.

IO PRODUCTS, INC., OPENAI, INC.,
OPENAI, LLC, SAM ALTMAN, and SIR
JONATHAN PAUL IVE,

Defendants.

Case No. 3:25-cv-04861

**DECLARATION OF SAM ALTMAN IN
SUPPORT OF DEFENDANTS'
OPPOSITION TO PLAINTIFF IYO,
INC.'S MOTION FOR A TEMPORARY
RESTRAINING ORDER AND
PRELIMINARY INJUNCTION**

Judge: Hon. Trina L. Thompson

Hearing: June 17, 2025 at 10 am

DECLARATION OF SAM ALTMAN

I, Sam Altman, declare:

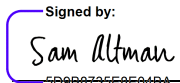
1. I am a co-founder of OpenAI, Inc., and its Chief Executive Officer. I make this declaration in support of Defendants' Opposition to Plaintiff IYO, Inc.'s Motion for a Temporary Restraining Order and Preliminary Injunction. The facts stated in this declaration are true and correct based on my personal knowledge, and if called and sworn in as a witness, I could and would testify competently to those facts.

2. In the summer of 2023, Jony Ive and I decided on the name "io" for a collaboration between our companies to develop a family of devices that would allow people to use AI in new ways. We decided on this name because it is a common phrase for "input/output," and our intent with this collaboration was, and is, to create products that go beyond traditional products and interfaces. We want to create new ways for people to input their requests and new ways for them to receive helpful outputs, powered by AI. As part of our decision to use the "io" name, we acquired the io.com domain name in August 2023.

3. When we chose the name "io" in 2023, I was not aware that Jason Rugolo was doing anything related to AI, nor did I remember ever having seen the company name "iyO." At no point in time did I ever intend to trade on the "iyO" name. I was surprised to learn of it in 2025, as I do not recall having seen it before.

4. Jason Rugolo emailed me out of the blue in March 2025 to request \$10 million in funding. As a courtesy, and given his persistence, I spoke with him and passed his request for a meeting along to the internal and external io team because I thought they could evaluate any opportunities for collaboration. At no time did I tell him that I would acquire his company or that I would sue him for trademark infringement. Perhaps he misunderstood my reference to our ownership of the io.com domain name.

1 I declare under penalty of perjury under the laws of the United States that the foregoing is
2 true and correct. Executed this 12th day of June, 2025 at San Francisco, CA.

3
4 By:  Signed by:
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Sam Altman